

GAU 3738



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Brian J. Brown, et al.
 Application No.: 09/197,278
 Filed: November 20, 1998
 For: LONGITUDINALLY FLEXIBLE
 EXPANDABLE STENT
 Examiner: Unknown
 Group Art Unit: 3738

Box Non-Fee Amendment
 Assistant Commissioner for Patents
 Washington, DC 20231

Docket No.: S63.2-6769

TRANSMITTAL LETTER

1. In regard to the above-identified application, we are submitting the attached:
 2 page Response to Restriction Requirement; VAS transmittal; and postcard
2. With respect to fees:
 - ☒ No additional fee is required.
 - ☐ Attached is check(s) in the amount of \$
 - ☐ Charge additional fee to our Deposit Account No. 22-0350.

3. **CONDITIONAL PETITION FOR EXTENSION OF TIME**

This conditional petition is being filed along with the papers identified in Item 1 above and provides for the possibility that Applicant has inadvertently overlooked the need for a petition and fee for extension of time or for a petition and fee for any other matter petitionable to the Commissioner as required. If any extension of time for the accompanying response is required or if a petition for any other matter is required, by petitioner, Applicant requests that this be considered a petition therefor.

4. Notwithstanding paragraph 2 above, if any additional fees associated with this communication are required and have not otherwise been paid, including any fee associated with the Conditional Petition for Extension of Time, or any request in the accompanying papers for action which requires a fee as a petition to the Commissioner, please charge the additional fees to Deposit Account No. 22-0350

VIDAS, ARRETT & STEINKRAUS

Date: April 25, 2000

By:

Jonathan Grad
 Registration No.: 41,795

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Certificate Under 37 CFR 1.8: I hereby certify that this Transmittal Letter and the paper(s) as described herein, are being deposited in the U.S. Postal Service, as First Class Mail, addressed to Box Non-Fee Amendment, Assistant Commissioner for Patents, Washington D.C. 20231, on April 25, 2000.

Rebecca M. Painschab

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PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of: Brown et al.
Application No.: 09/197,278
Filed: November 20, 1998
For: IMPROVED LONGITUDINALLY
FLEXIBLE EXPANDABLE STENT
Examiner: Lien Ngo
Group Art Unit: 3731

Box Non-Fee Amendment
Assistant Commissioner for Patents
Washington, D.C. 20231

Docket No: S63.2-6769

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RESPONSE TO RESTRICTION REQUIREMENT

In response to the Restriction Requirement issued March 27, 2000, please amend the application as follows.

In the Claims

Please amend claims 8, 14 and 16 as indicated:

a1
8. (Amended) The stent of claim 3 wherein at least some of the peaks on the first band-like elements are circumferentially displaced on the periphery of the stent from the troughs on adjacent second band-like elements.

a2
14. (Amended) The stent of claim 1 wherein [each] at least one peak is connected with a second nearest trough on an adjacent band-like element.

a3
16. (Amended) The stent of claim 1 including [wherein the] interconnecting elements which extend between [a] peaks and [a] second closest troughs on an adjacent band-like element.